

BILL NO. Z-77-11-03

ZONING MAP ORDINANCE NO. Z- 37-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U14.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a R3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. U14, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Parcel "A"

Part of the East one-half of the Southeast Quarter, Section 33, Township 31 North, Range 13 East, in Allen County, Indiana, in particular described as follows to-wit:

Commence at the Northwest corner of Lot 1 in Lofton Woods, Section 1 as recorded in Plat Book 32, page 58, as situated on the East right-of-way line of 60' wide Indiana and Michigan Electric Company easement; thence Northerly along said Indiana and Michigan Electric Company Easement right-of-way line, a distance of 63.5 feet to a wood post found; thence Northeasterly by a deflection right of 85 degrees 18 minutes, along a fence line, a distance of 30.0 feet to an iron pin found; thence Northeasterly by a deflection left of 18 degrees 27 minutes on and along said line fence, 104.2 feet to a broken-off steel fence post found; thence Northeasterly by a deflection left of 13 degrees 58 minutes on and along said line fence, a distance of 100.0 feet to a iron pin set on the Southerly projection of the East line of the West 6 acres of the South 25 acres of the East one-half of the Northeast Quarter of said Section 33; thence Southerly along the aforesaid line produced South by a deflection right of 126 degrees 59 minutes, a distance of 167.95 feet to the North line of said Lofton Woods, Section 1; thence Westerly along the line aforesaid by a deflection right of 90 degrees 15 minutes, a distance of 206.2 feet to the point of beginning, containing 0.488 acres, more or less, of land; Together with all Parcels or slivers of land created by the discrepancies in the several courses between Deed Record 701, pages 377-378 (Delagrangre to Fort Wayne Community Schools), and Document No. 76-00084, (Boehme to Chimney Corners, Inc.) lying Westerly of the East line of the aforesaid described 0.488 acres.

APPROVED AS TO FORM  
AND LEGALITY, \_\_\_\_\_

  
CITY ATTORNEY

Parcel "B"

Part of the West Half of the East Half of Section 33,  
Township 31 North, Range 13 East, Allen County, Indiana,  
more particularly described as follows: to-wit:

Beginning at the Northeast corner of the Northwest Quarter  
of the Southeast Quarter of said Section 33, said point  
being situated, by deed, 3 chains or 198 feet North of  
the former centerline of the Hicksville Road, as shown on  
Surveyor's Record "D", Page 214; thence S.00° - 11'30" W  
(Bearings in this description are based on a platted  
bearing of S 89° -57'E for the East-West centerline of said  
Section 33): on and along the East line of the West half of the  
East half of said Section 33, a distance of 197.74 feet (record-  
ed 198 feet) to said former centerline of Hicksville Road;  
thence N 89° - 09'W, on and along said former centerline,  
60.0 feet; thence N 00° - 11' - 30" E, and parallel to the East  
line of said West Half, a distance of 360.33 feet (recorded  
360 feet, more or less) to the centerline of East State Boule-  
vard; thence N 77° -49' E, on and along said East State Boule-  
vard, centerline 51.43 feet (recorded 63 feet, more or less)  
to the East line of said West Half; thence S 00° - 11' -30" W,  
on and long said East line, 176.45 feet (recorded 178 feet) to  
the point of beginning, containing 0.506 acres of land.

SECTION 2. This Ordinance shall be in full force and  
effect from and after its passage, approval by the Mayor and  
legal publication thereof.

*Vivian A. Schmitt*  
Councilman

Read the first time in full and on motion by J. Dickman, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATE: 11-8-77

Charles W. Hutchinson  
CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_, seconded by Dontoo, and duly adopted, placed on its passage.

PASSED ~~(LOST)~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u>1</u>	_____	<u>1</u>	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>HINGA</u>	<u>X</u>	_____	_____	_____	_____
<u>HUNTER</u>	<u>X</u>	_____	_____	_____	_____
<u>MOSES</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	_____	_____	_____	<u>X</u>	_____
<u>STIER</u>	<del>_____</del>	<u>X</u>	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 12-13-77

Charles W. Hutchinson  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. 2-37-77 on the 13th day of December, 1977.  
ATTEST: (SEAL)

Charles W. Hutchinson  
CITY CLERK

John Nuckols  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of December, 1977, at the hour of 11:00 o'clock A M., E.S.T.

Charles W. Hutchinson  
CITY CLERK

Approved and signed by me this 16th day of December, 1977, at the hour of 1:00 o'clock \_\_\_\_\_ M., E.S.T.

Rahel Armstrong  
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 8, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-77-11-03; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

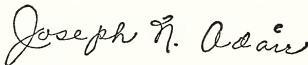
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 21, 1977,

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

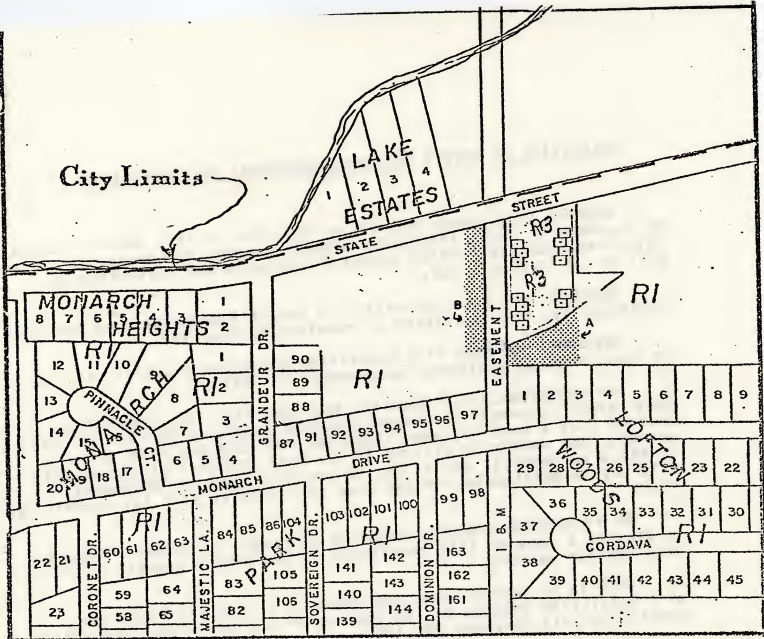
This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 28, 1977.

Certified and signed this  
29th day of November 1977.



---

Joseph N. Adair  
Secretary



BY

M.F.C. 10-19-77

Bill No. Z-77-11-03

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance  
amending the City of Fort Wayne Zoning Map No. U14

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance DO PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WINFIELD C. MOSES, JR. - VICE CHAIRMAN

WILLIAM T. HINGA

DONALD SCHMIDT

SAMUEL J. TALARICO

*Vivian G. Schmidt*  
*William T. Hinga*  
*Donald Schmidt*  
*Samuel J. Talarico*

12-13-77  
DATE 12-13-77 CONCURRED IN  
CHARLES W. WICKLIFF, CITY CLERK

## RECEIPT

Date Oct. 13 19 77No. 10057

Received From

Chimney Corners Inc. Real Estate

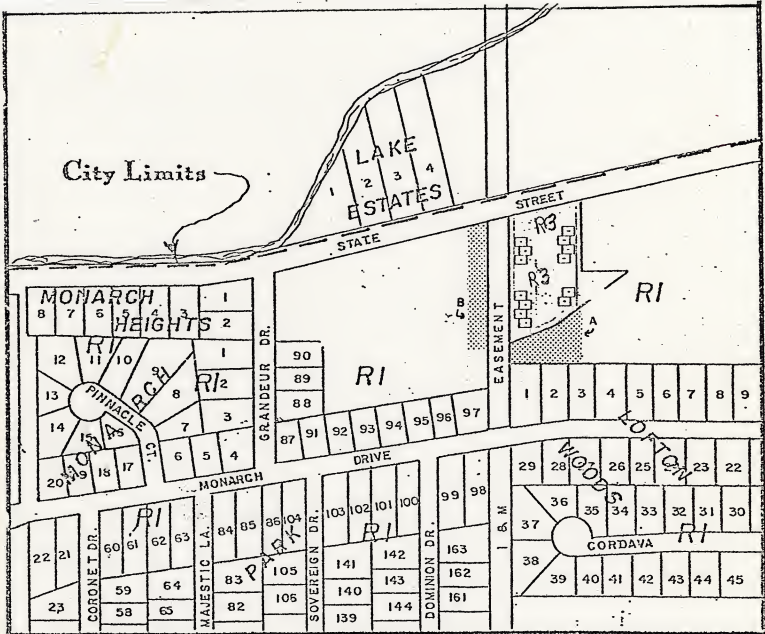
Address

P.O. Box 05178Fifty and noDollars \$ 50.00

For

Reserving Parcel A & B

ACCOUNT			HOW PAID			By <u>TS</u>
AMT. OF ACCOUNT	<u>50</u>	<u>—</u>	CASH			
AMT. PAID	<u>50</u>	<u>—</u>	CHECK	<u>#2037</u>		
BALANCE DUE	<u>—</u>		MONEY ORDER			



REZONE FROM RI TO R3

MAP NO U14

*Z-77-11-03*

BY

M.F.C. 10-19-77





PETITION FOR ZONING ORDINANCE AMENDMENT Receipt Nö. \_\_\_\_\_

Date Filed \_\_\_\_\_

Intended Use \_\_\_\_\_

I/We Chimney Corners, INC.  
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of  
Fort Wayne, Indiana, by reclassifying from a/an R-1 District  
to a/an R-3 District the property described as follows:

Parcel A .488 acres adjoining Georgetown Area Professional Village to the South.

Parcel B .506 acres adjoining the I & M easement located to the West of Georgetown  
Area Professional Village.

(Legal Description) If additional space is needed, use reverse side.

See attached copy for legal description of Parcel A & B

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one  
percentum (51%) or more of the property described in this petition.

Chimney Corners, INC 6010 East State Blvd. 46815 Robert L. Meister

(Name) (Address & Zip Code) (Signature)  
(If additional space is needed, use reverse side)

Legal Description checked by \_\_\_\_\_

#### NOTE FOLLOWING RULES

All requests for continuances or requests that ordinances be taken under  
advisement shall be filed, in writing, in the office of Community  
Development and Planning, by noon on the Wednesday preceding the meeting  
of the City Plan Commission at which the ordinance is to be considered.  
If the request for a continuance or advisement is filed within the required  
time, the matter will not be put on the agenda for the meeting. It  
shall be the obligation of the petitioner to notify the same property  
owners which the Plan Commission had notified by mail that the hearing  
has been postponed or rescheduled and inform them of the time and place  
of the meeting at which the ordinance will be considered. All withdrawals  
of the ordinances must be made in writing prior to the Plan Commission's  
vote on the ordinance. (FILING FEE: \$50.00)

Name and address of the preparer, attorney or agent.

Bob Meister 6010 E. State 749-0402  
(Name) (Address & Zip code) (Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and  
Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One  
Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public  
Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoning

See attached exhibits

Owners of Property

Chimney Corners, INC.

6010 E. State Blvd. 46815

Robert L. Meister  
President

(Name)

(Address & Zip Code)

(Signature)

PARCEL "A"

Part of the East one-half of the Southeast Quarter, Section 33, Township 31 North, Range 13 East, in Allen County, Indiana, in particular described as follows to-wit:

Commence at the Northwest corner of Lot 1 in LOFTON WOODS, Section 1 as recorded in Plat Book 32, page 58, as situated on the East right-of-way line of 60' wide Indiana and Michigan Electric Company easement; thence Northerly along said Indiana and Michigan Electric Company Eastment right-of-way line, a distance of 63.5 feet to a wood post found; thence Northeasterly by a deflection right of 85 degrees 18 minutes, along a fence line, a distance of 30.0 feet to an iron pin found; thence Northeasterly by a deflection left of 18 degrees 27 minutes on and along said line fence, 104.2 feet to a broken-off steel fence post found; + thence Northeasterly by a deflection left of 13 degrees 58 minutes on and along said line fence, a distance of 100.0 feet to a iron pin set on the Southerly projection of the East line of the West 6 acres of the South 25 acres of the East one-half of the Northeast Quarter of said Section 33; thence Southerly along the aforesaid line produced South by a deflection right of 126 degrees 59 minutes, a distance of 167.95 feet to the North line of said LOFTON WOODS, Section 1; thence Westerly along the line aforesaid by a deflection right of 90 degrees 15 minutes, a distance of 206.2 feet to the point of beginning, containing 0.488 acres, more or less, of land;

+ TOGETHER with all Parcels or slivers of land created by the discrepancies in the several courses between Deed Record 701, pages 377-378 (Delagrangé to Fort Wayne Community Schools), and Document No. 76- 00084, (Boehme to Chimney Corners, Inc.) lying Westerly of the East line of the aforesaid described 0.488 acres.

PARCEL "B"

Part of the West Half of the East Half of Section 33, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to-wit:

Beginning at the Northeast corner of the Northwest Quarter of the Southeast Quarter of said Section 33, said point being situated, by deed, 3 chains or 198 feet North of the former centerline of the Hicksville Road, as shown on Surveyor's Record "D", Page 214; thence S 00°-11'30" W (Bearings in this description are based on a platted bearing of S 89°-57' E for the East-West centerline of said Section 33): on and along the East line of the West Half of the East Half of said Section 33, a distance of 197.74 feet (recorded 198 feet) to said former centerline of Hicksville Road; thence N 89°-09' W, on and along said former centerline, 60.0 feet; thence N 00°-11'-30" E, and parallel to the East line of said West Half, a distance of 360.33 feet (recorded 360 feet, more or less) to the centerline of East State Boulevard; thence N 77°-49' E, on and along said East State Boulevard, centerline 51.43 feet (recorded 63 feet, more or less) to the East line of said West Half; thence S 00°-11'-30" W, on and long said East line, 176.45 feet (recorded 178 feet) to the point of beginning, containing 0.506 acres of land.

## DIGEST SHEET

TITLE OF ORDINANCE ZONING MAP AMENDMENT ORDINANCE3-77-11-03DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSIONSYNOPSIS OF ORDINANCE Petitioners are requesting the rezoningof the following described parcels of ground: PARCEL "A" - A parcel of ground, containing.0488 acres, more or less, generally located south of Georgetown Area ProfessionalVillage, north of Lofton Woods, and east of the I & M Easement. PARCEL "B" - A parcelof Ground, containing 0.506 acre of ground, generally located south of E. State Blvd.extending south along the west side of the I & M Easement, and lying north ofMonarch Park.From "R1" to "R3"EFFECT OF PASSAGE Property is presently zoned "R1" - SingleFamily Residential. Petitioners are requesting an "R3" District - Multiple FamilyResidential. Offices and studios are allowing in an "R3", subject to approval by theBoard of Zoning Appeals.EFFECT OF NON-PASSAGE Property would remain "R1"MONEY INVOLVED (Direct Costs, Expenditures, Savings) NONE

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

December 19, 1977

Ms. Virginia Grace  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of December 22, 1977 and December 29, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, Indiana  
Zoning Map Ordinances  
Bill No. Z-77-11-03  
Zoning Map Ordinance No. Z-37-77

Bill No. Z-77-10-11  
Zoning Map Ordinance No. Z-36-77

Bill No. Z-77-10-09  
Zoning Map Ordinances No. Z-35-77

Bill No. Z-76-04-55  
Zoning Map Ordinance No. Z-34-77

Bill No. G-77-08-19  
General Ordinance No. G-45-77

Bill No. G-77-06-41  
General Ordinance No. G-44-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,  
  
Charles W. Westerman  
City Clerk

CWW/ne  
ENCL: 6



BILL NO. Z-77-11-03  
ZONING MAP ORDINANCE  
NO. Z-37-77  
AN ORDINANCE amending the  
City of Fort Wayne Zoning Map No.  
U14.  
Notice is hereby given that on the  
28th day of December 1977, the Com-  
mon Council of the City of Fort  
Wayne, Indiana, in a Regular Session  
did pass the following BILL NO. Z-77-  
11-03, Z-37-77 Zoning Map Ordinance,  
to-wit:  
BE IT ORDAINED BY THE COM-  
MON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA:  
SECTION 1. That the area de-  
scribed as follows is hereby desig-  
nated a R3 District under the terms  
of Chapter 36, Municipal Code of the  
City of Fort Wayne, Indiana, 1966, as  
amended by General Ordinance No.  
2836 and amendments thereof; and  
the symbols of the City of Fort  
Wayne Zoning Map No. U14, referred  
to therein, established by Section 9,  
Article III of said Chapter as so  
amended, are hereby changed ac-  
cordingly to-wit:  
Parcel "A"  
Part of the East one-half of the  
Southeast Quarter, Section 23, Town-  
ship 31 North, Range 13 East, in  
Allen County, Indiana, in particular  
described as follows to-wit:  
Commence at the Northwest corner  
of Lot 1 in Lofton Woods, Section 1 as  
recorded in plat Book 32, page 58,  
as situated on the East right-of-way line  
of 60' wide Indiana and Michigan  
Electric Company easement; thence  
Northerly 1 along said Indiana and  
Michigan Electric Company Easement  
right-of-way line, a distance of  
62.5 feet to a wood post found; thence  
Northeasterly by a deflection right of  
85 degrees 18 minutes, along a fence  
line, a distance of 20.0 feet to an iron  
pin found; thence Northeasterly by a  
deflection left of 18 degrees 27 min-  
utes on and along said line fence,  
104.2 feet to a broken-off steel fence  
post found; thence Northeasterly by  
a deflection left of 13 degrees 58 min-  
utes on and along said line fence, a  
distance of 100.0 feet to a iron pin set  
on the Southerly projection of the  
East line of the West 1/2 acres of the  
South 23 acres of the East one-half of  
the Northeast Quarter of said Section  
33; thence Southerly along the afore-  
said line produced South by a deflec-  
tion right of 125 degrees 29 minutes, a  
distance of 167.55 feet to the North  
line of said Lofton Woods, Section 1;  
thence Westerly along the line afore-  
said by a deflection right of 96 de-  
grees 15 minutes, a distance of 256.2  
feet to the point of beginning, con-  
taining 1.46 acres of more or less, of  
land.  
Together with all Parcels or slivers  
of land created by the discrepancies  
in the several courses between Deed  
Record 703, pages 277-278 (Dele-  
grange to Fort Wayne Community  
Schools), and Document No. 76-0003  
(Boehme to Chimney Corners, Inc.)  
lying Westerly of the East line of the  
afore-said described 6.88 acres.  
Parcel "B"  
Part of the West Half of the East  
Half of Section 33, Township 31  
North, Range 13 East, Allen County,  
Indiana, more particularly described  
as follows to-wit:  
Beginning at the Northeast corner  
of the former centerline of the Hick-  
sville Road, as shown on Surveyor's  
Record "D", Page 214; thence S 00  
degrees 13' 30" W (bearing) in this  
description are based on a plat-  
ted bearing of S 89 degrees 57' E for the  
East-West centerline of said Section  
33; on and along the East line of the  
West half of the East half of said Sec-  
tion 33, a distance of 197.74 feet (re-  
corded 178 feet) to said former  
centerline of Hicksville Road; thence  
N 89 degrees 09' W, on and along  
said former centerline, 60.0 feet;  
thence N 06 degrees 11' 30" E, and  
parallel to the East line of said West  
Half, a distance of 360.33 feet (re-  
corded 360 feet more or less) to the  
centerline of East State Boulevard;  
thence N 77 degrees 49' E, on and  
along said East State Boulevard, cen-  
terline 51.42 feet (recorded 63 feet  
more or less) to the point of begin-  
ning, thence S 00 degrees 11' 30"  
W, on and along said East line,  
178.45 feet (recorded 178 feet) to the  
point of beginning, containing 0.506  
acres of land.  
SECTION 2. This Ordinance shall  
be in full force and effect from and  
after its passage, approval by the  
Mayor and legal publication thereof.  
Witness G. Schmidt, Councilman.  
Read the third time in full and on  
motion by Moses, seconded by Hun-  
ter, and duly adopted, placed on its  
passage. PASSED by the following  
vote:  
Ayes: Seven  
Burns, Hinga, Hunter, Moses,  
Nuckolls, D. Schmidt, Talarico  
Nays: One  
Sifer  
Absent: One  
V. Schmidt  
Date: 12-13-77 Charles W. Westerman  
City Clerk  
Passed and adopted by the Com-  
mon Council of the City of Fort  
Wayne, Indiana, as Zoning Map Ordi-  
nance No. Z-37-77 on the 28th day of  
December, 1977  
ATTEST:  
(SEAL)  
Charles W. Westerman John  
Nuckolls  
City Clerk Presiding Officer  
Presented by me to the Mayor of  
the City of Fort Wayne, Indiana, on  
the 14th day of December, 1977, at the  
hour of 11:00 o'clock A.M., E.S.T.  
Charles W. Westerman  
City Clerk  
Approved and signed by me this  
14th day of December, 1977, at the  
hour of 1:00 o'clock P.M., E.S.T.  
Robert E. Armstrong  
Mayor  
I, Charles W. Westerman, Clerk of  
the City of Fort Wayne, Indiana, do  
hereby certify that the above and  
foregoing is a full, true and complete  
copy of Zoning Map Ordinance No.  
2031-77 passed by the Common Co-  
uncil on the 13th day of December,  
1977, and that said Ordinance was  
duly signed and approved by the  
Mayor on the 14th day of December,  
1977 and now remains on file and on  
record in my office.  
WITNESS my hand, and the official  
seal of the City of Fort Wayne, In-  
diana, this 19th day of December, 1977.  
Charles W. Westerman  
City Clerk

ated by State Board of Accounts

City of Fort Wayne  
(Governmental Unit)

Allen County, Ind.

To THE NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

and number of lines 3

and number of lines 166

and number of lines 2

Total number of lines in notice 171

OF CHARGES

171 lines, 1 columns wide equals 171 equivalent lines at .259¢ cents per line \$ 44.29

Additional charge for notices containing rule or tabular work (50 per cent of above sum)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM \$ 45.79

IMPUTING COST

Width of single column 9.9 cms Size of type 5 1/2 point

Number of insertions 2 Size of quad upon which type is cast 5 1/2

Provision and penalties of Ch. 89, Acts 1967,

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just and no part of the same has been paid.

Dec 29 19 77

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana  
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

12/22-29/77

Subscribed and sworn to before me this 29th day of December 19 77

Notary Public

My commission expires September 28, 1979



Common Council of Fort Wayne  
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines \_\_\_\_\_

Head number of lines \_\_\_\_\_ 3

Body number of lines \_\_\_\_\_ 166

Tail number of lines \_\_\_\_\_ 2

Total number of lines in notice \_\_\_\_\_ 171

## COMPUTATION OF CHARGES

171 lines, 1 columns wide equals 171 equivalent lines at .259¢ \_\_\_\_\_  
cents per line \_\_\_\_\_ 44.29

Additional charge for notices containing rule or tabular work (50 per cent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (50 cents for each proof in excess of two) \_\_\_\_\_ 1.50

TOTAL AMOUNT OF CLAIM

45.79

## DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date December 29, 1977

Title \_\_\_\_\_ CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
Allen County }

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

12/22-29/77

Subscribed and sworn to before me this 29th day of December 1977

Notary Public

My commission expires September 28, 1979

his very dry voice was  
the "four quarters"? He  
fascinating, but we can  
says Boltsford, "How do  
very seriously from  
the ironic tone of "Catch-  
ph Hilde with the afore-  
temagance" in his honey-  
ns reading the opening  
the 30 per cent of the re-  
ACH COPY OF  
TION REVOLVES AROUND THE  
s, do it again."  
ll say "Oh, I put the em-  
Their voices are trained.

distance of 100.0 feet to a iron pin set  
on the Southerly projection of the  
East line of the West 6 acres of the  
South 25 acres of the East one-half of  
the Northeast Quarter of said Section  
33; thence Southerly along the afore-  
said line produced South by a deflec-  
tion right of 126 degrees 39 minutes, a  
distance of 167.95 feet to the North  
line of said Lofton Woods, Section 1;  
thence Westerly along the line afore-  
said by a deflection right of 90 de-  
grees 15 minutes, a distance of 202.2  
feet to the point of beginning, con-  
taining 1.488 acres, more or less, of  
land;  
Together with all Parcels or silvers  
of land created by the discrepancies  
in the several courses between Deed  
Record 701, pages 377-378 (Declar-



AN ORDINANCE amending the  
City of Fort Wayne Zoning Map No.  
014.Notice is hereby given that on the  
13th day of December 1977, the Com-  
mon Council of the City of Fort  
Wayne, Indiana, in a Regular Session  
did pass the following BILL NO. Z-77-  
11-63, Z-37-77 Zoning Map Ordinance,  
to-wit:BE IT ORDAINED BY THE COM-  
MON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA:SECTION 1. That the area de-  
scribed as follows is hereby designat-  
ed as an R3 District under the terms  
of Chapter 35, Municipal Code of the  
City of Fort Wayne, Indiana, 1946, as  
amended by General Ordinance No.  
388 and amendments thereto; and the  
symbols of the City of Fort Wayne  
Zoning Map No. 014, referred to  
therein, established by Section 9,  
Article III of said Chapter as  
amended, are hereby changed ac-  
cordingly, to-wit:Parcel "A"  
Part of the East one-half of the  
Southeast Quarter, Section 33, Town-  
ship 31 North, Range 13 East, in  
Allen County, Indiana, in particular  
described as follows to-wit:Commence at the Northwest corner  
of Lot 1 in Lofton Woods, Section 1 as  
recorded in plat Book 35, page 58, as  
situated on the East right-of-way line  
of 40' wide Indiana and Michigan  
Electric Company easement; thence  
Northerly 1 1/2 degrees 15 minutes  
and Michigan Electric Company Easement  
right-of-way line, a distance of  
63.5 feet to a wood post found; thence  
Northeasterly by a deflection right of  
85 degrees 18 minutes, along a fence  
line, a distance of 30.0 feet to an iron  
pin found; thence Northeasterly by a  
deflection left of 18 degrees 27 min-  
utes on and along said line fence,  
184.2 feet to a broken steel fence  
post found; thence Northeasterly by  
a deflection left of 13 degrees 58 min-  
utes on and along said line fence, a  
distance of 100.0 feet to a iron pin set  
on the Southerly projection of the  
East line of the West 6 acres of the  
South 56 acres of the East one-half of  
the Northeast Quarter of said Section  
33; thence Southerly along the afore-  
said line producer South by a deflec-  
tion right of 128 degrees 59 minutes, a  
distance of 167.95 feet to the North-  
line of said Lofton Woods, Section 1;  
thence Westerly along the line afore-  
said by a deflection right of 90 de-  
grees 15 minutes, a distance of 208.2  
feet to the point of beginning, con-  
taining 1.488 acres, more or less, of  
land.Together with all Parcels or silvers  
of land created by the discrepancies  
in the several courses between Deed  
Record 701, pages 377-378 (Dele-  
grance to Fort Wayne Community  
Schools), and Document No. 76-00084,  
(Boehme to Chimney Corners, Inc.)  
lying Westerly of the East line of the  
aforesaid described 0.488 acres.Parcel "B"  
Part of the West Half of the East  
Half of Section 33, Township 31  
North, Range 13 East, Allen County,  
Indiana, more particularly described  
as follows: to-wit:Beginning at the Northeast corner  
of the former centerline of the Hick-  
sville Road, as shown on Surveyor's  
Record "D", Page 214; thence S 60  
degrees - 11'30" W (Bearings in this  
description are based on a plat-  
bearing of S 89 degrees -37' E for the  
East-West centerline of said Section  
33); on and along the East line of the  
West half of the East half of said Sec-  
tion 33, a distance of 1977.4 feet (re-  
corded 198 feet) to said former  
centerline of Hicksville Road; thence  
N 87 degrees - 07' W, on and along  
said former centerline, 60.0 feet;  
thence N 60 degrees 11' -30" E, and  
parallel to the East line of said West  
Half, distance of 360.35 feet (re-  
corded 360 feet, more or less) to the  
centerline of East State Boulevard;  
thence N 77 degrees -47' E, on and  
along said East State Boulevard, cen-  
terline 31.0 feet (recorded 60 feet,  
more or less) to the East line of said  
West Half; thence S 80 degrees - 11' -  
30" W, on and along said East line,  
176.45 feet (recorded 178 feet) to the  
point of beginning, containing 0.566  
acres of land.SECTION 2. This Ordinance shall  
be in full force and effect from and  
on its passage, approval by the  
Mayor and legal publication thereof.Vivian G. Schmidt, Councilman  
Read the third time in full and on  
motion by Moses, seconded by Hunt-  
er, and duly adopted, placed on its  
passage, PASSED by the following  
votes:Ayes: Seven  
Burns, Hinga, Hunter, Moses,  
Nichols, D. Schmidt, Taleric  
Nays: One  
Slier  
Absent: One  
V. Schmidt  
Date: 12-13-77Charles W. Westernman  
City Clerk  
Passed and adopted by the Com-  
mon Council of the City of Fort  
Wayne, Indiana, as Zoning Map Ordi-  
nance No. Z-37-77 on the 13th day of  
December, 1977.ATTEST: (SEAL)  
Charles W. Westernman  
City Clerk  
Presiding Officer  
Presented by me to the Mayor or  
the City of Fort Wayne, Indiana, on  
the 14th day of December, 1977, at  
the hour of 11:00 o'clock A.M., E.S.T.Charles W. Westernman  
City Clerk  
Approved and signed by me this  
14th day of December, 1977, at the  
hour of 1:00 o'clock P.M., E.S.T.Robert E. Armstrong  
Mayor  
I, Charles W. Westernman, Clerk of  
the City of Fort Wayne, Indiana, do  
hereby certify that the above and  
foregoing is a full, true and complete  
copy of Zoning Map Ordinance No.  
2037-77 passed by the Common Co-  
uncil on the 13th day of December,  
1977, and that said Ordinance was  
duly signed and approved by the  
Mayor on the 14th day of December,  
1977 and now remains on file and on  
record in my office.WITNESS my hand, and the official  
seal of the City of Fort Wayne, Indi-  
ana, this 19th day of December, 1977.  
Charles W. Westernman  
City Clerk

ed by State Board of Accounts

Council of Fort Wayne  
(Governmental Unit)

Allen County, Ind.

General Form No. 99 P (Rev. 1967)

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

Matter (Must not exceed two actual lines, neither of which shall total more  
than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

number of lines

3

number of lines

166

number of lines

2

Total number of lines in notice

171

## OF CHARGES

77 lines, 1 columns wide equals 177 equivalent lines at \$259¢

\$ 44.29

Additional charge for notices containing rule or tabular work (50 per cent of above  
amount)

1.50

Charge for extra proofs of publication (50 cents for each proof in excess of two)

\$ 45.79

## TOTAL AMOUNT OF CLAIM

## PUTTING COST

1st of single column 11 cms

Size of type 5 1/2 point

number of insertions 2

Size of quad upon which type is cast 5 1/2

provision and penalties of Ch. 89, Acts 1967,

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just  
no part of the same has been paid.

Annie De Told

Dec 22, 1977

CLERK

Title

## PUBLISHER'S AFFIDAVIT

State of Indiana }  
Allen County } ss:Personally appeared before me, a notary public in and for said county and state, the  
undersigned ARVILLA DEWALD who, being duly sworn, says  
that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published  
in the English language in the city of FORT WAYNE, INDIANA  
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which was duly published in said paper for 2 time 8, the dates of publication being as follows:

12/22-29/77

Subscribed and sworn to before me this 29th day of December, 1977

Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

## COMPUTATION OF CHARGES

171 lines, 1 columns wide equals 171 equivalent lines at .259¢

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

## DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date December 29, 1977

Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana }  
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE  
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows:

12/22-29/77

Subscribed and sworn to before me this 29th day of December 1977

My commission expires September 28, 1979

Notary Public

... seen to a broken-off steel fence post found; thence Northeasterly by a deflection left of 13 degrees 58 minutes on and along said line fence, a distance of 100.0 feet to a iron pin set on the Southerly projection of the East line of the West 6 acres of the South 25 acres of the East one-half of the Northeast Quarter of said Section 33; fence Southerly along the aforesaid line produced South by a deflection right of 126 degrees 59 minutes, a distance of 167.95 feet to the North line of said Lorton Woods, Section 11; thence Westerly along the line aforesaid by a deflection right of 90 degrees 15 minutes, a distance of 206.2 feet to the point of beginning, containing 1.488 acres, more or less, of land;

Together with all Parcels or silvers set of the City of Fort Wayne, Indiana, this 19th day of December, 1977.  
Charles W. Westerman  
City Clerk